

SERIOUSNESS LEVEL 6
Effective date January 1, 1994

Criminal History Score	0	1	2	3	4	5+
Presumptive Sentence	PEN 24 RCF* AS	PEN 42 RCF* AS	PEN 66 RCF* AS	PEN 108 RCF* AS	PEN 156	PEN 240
Minimum Time Served Prior to Transfer per Act 1268 of 1999	PEN 16.80	PEN 29.40	PEN 46.20	PEN 75.60	PEN 109.20	PEN 168
Minimum Time Served Prior to Transfer Eligibility	PEN 4	PEN 7	PEN 11	PEN 18	PEN 26	PEN 40
Presumptive Range (Prior to July 1, 2005)	PEN 22.80- 25.20	PEN 39.90- 44.40	PEN 62.70- 69.30	PEN 102.60- 113.40	PEN 148.20- 163.80	PEN 228-252

AS = Alternative Sanctions, RCF = Regional Correctional Facilities

PEN = Penitentiary Only

ALL SENTENCE DURATIONS ARE SHOWN IN MONTHS COMMITTED

Act 1268 of 1999 Crime

5-64-403

B

Use of Paraphernalia to Manufacture Methamphetamine

Release Eligibility - seventy percent (70%) of time imposed with credit for good time, including Regional Correctional Facilities (see Acts 1034 of 2005 and 363 of 2009).

Level 6 offenses (list not complete, see table for additional offenses): See Seriousness Reference Table for effective dates. Target Offenses underlined - see grid policy on use of Regional Correctional Facilities

5 10 104	C	Manslaughter
5 11 102	B	Kidnapping
5 14 125	B	Sexual Assault, Second Degree
5 27 303	B	Engaging Child in Sex Explicit (Subsequent Offense)
5 27 402	B	Employ/Authorize Child <17 Sexual Performance -(Subsequent Offense)
5 27 403	B	Produce/Direct Sexual Performance Child <17
5 28 103	B	Abuse of Adults
5 39 201	B	<u>Burglary - Residential</u>
5 51 201	A	Treason
5 64 401	B	<u>Possession/Etc. Counterfeit Substance w/Intent - Schedule I - II</u>
5 64 401.4	B	<u>Manufacture/Etc. Controlled Substance Schedule I/II/III >400 gms</u>
5 71 229	B	Stalking First Degree
5 74 104	B	Engaging in Continuing Gang Organize or Enterprise (First Degree)
5 74 104	A	Engaging in Continuing Gang Organize or Enterprise (Second Degree)

Transfer Eligibility - one third of time imposed minus good time of up to one half, i.e. one sixth of time imposed if offender earns maximum good time

Classification of crimes at this level and statutory range (shown in years):

Class	Normal range	Habitual	Habitual	Habitual	Habitual
		<u>§(a)</u>	<u>§(b)</u>	<u>§(c)</u>	<u>§(d)</u>
A	6-30	6-50	6-60	n/a	40-life
B	5-20	5-30	5-40	40-80 or life	30-60
C	3-10	3-20	3-30	n/a	25-40